

July 7, 2011

A regular meeting of the Town Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on Thursday, July 7, 2011, at 7:30 PM. Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan Walsh Supervisor

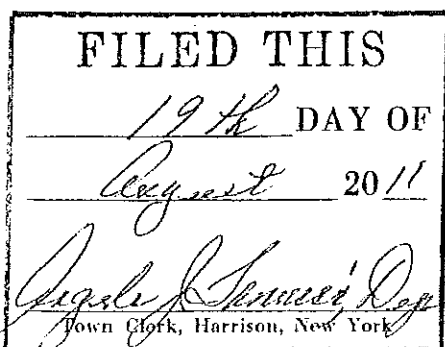
Joseph Cannella)
Fred Sciliano)
Patrick Vetere) Councilpersons
Marlane Amelio)

ALSO ATTENDING:

Frank Allegretti Town Attorney
Fred Castiglia Deputy Town Attorney
Jonathan Kraut Deputy Village Attorney
Anthony Robinson Commissioner of Public Works
Maureen MacKenzie Comptroller
Anthony Marraccini Chief of Police
Ron Belmont Advisor to the Recreation Department

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July 7, 2011

2011 - - 215

ANNOUNCEMENTS BY SUPERVISOR JOAN WALSH

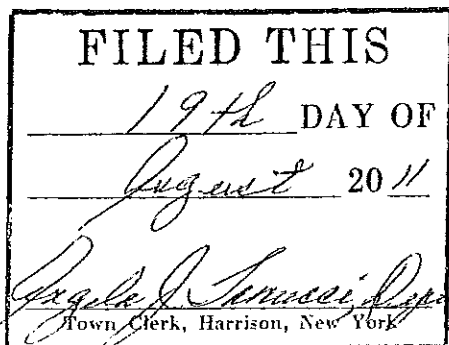
Supervisor Walsh announced that the Constellation Energy Seniors Players are looking for volunteers to help at their golf tournament from August 15th -21st at the Westchester Country Club. To volunteer please call 481-5900 or visit www.ceseniiorplayers.com

Supervisor Walsh continued with her announcements by reporting that a group of women in town who enjoy knitting are donating their knitted creations to local children's hospitals. Their goal is to make 1,000 knitted products by this Christmas. The ladies are looking for wool so they may continue their work. If anyone would like to donate wool they may give it the Recreation Department by contacting Ron Belmont, Advisor to the Recreation Department.

The Supervisor concluded her announcements by explaining that new street signs are being replaced throughout the town in accordance with a federal order which all municipalities must adhere to. As a result of the signs being replaced, residents have been inquiring as to how they may acquire the old street signs. The supervisor explained that the old signs will not be put up for sale by the town at least until the end of the year once the new signs are all put up and an inventory of the old ones is created.

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July 7, 2011

2011 -- 216

ACCEPTANCE OF CORRESPONDENCE AND REPORTS:

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the following correspondence and reports:

- 1a. Monthly report by the Acting Fire Marshal for May 2011.
- 1b. Monthly report by the Building Inspector for June 2011.
- 1c. Monthly report by the Chief of Police for May 2011.
- 1d. Monthly report by the Receiver of Taxes for May 2011.
- 1e. Monthly report by the Advisor to the Recreation Department for May 2011.
- 1f. Monthly report by the Receiver of Taxes for June 2011.
- 1g. Monthly report by the Town Clerk for June 2011.

Adopted by the following vote:

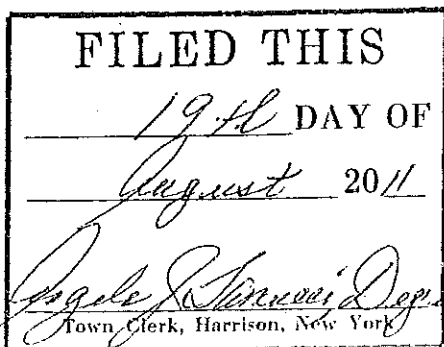
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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- ✓ Supvs'r
- ___



July 7, 2011

2011 - - 217

DISCUSSION: NEW YORK CITY ANNOUNCEMENT RE: THE INCREASE IN WATER
RATES FROM JULY 1, 2011 THROUGH JUNE 30, 2012 FOR
WESTCHESTER JOINT WATER WORKS CUSTOMERS
FOR THE PURCHASE OF NYC WATER.

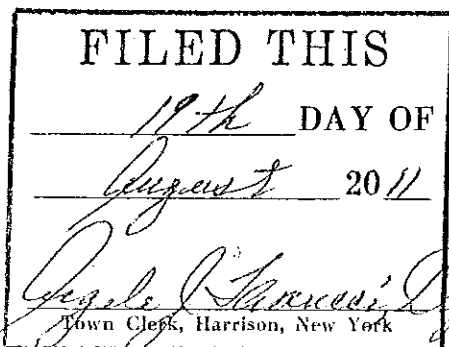
Supervisor Joan Walsh reported that New York City has announced that the increase in rates from July 1, 2011 through June 30, 2012 for Westchester Joint Water Works customers for the purchase of NYC water will be a base rate of 5.6%, with an increase of 7.5% for water purchases in excess of the allowable amount based on population. The increase in rates for the operation of the WJWW operation is 4%. That 4% increase will fund capital improvements such as new or replacement of water mains, booster pumps, pressure regulators and rehabilitation of the various water storage tanks in each of the three communities that are part of the WJWW – the Town of Mamaroneck, the Village of Mamaroneck and Harrison. Based on the above rate increases, it was determined that the rate increase for Harrison for the coming year of July 2011 through June 30, 2012, will be 9.5%. Every house in town will have its meter read during July, barring an inability of WJWW crews to gain access to the meter, and the increase will be applied after that date. Residents are urged to monitor their water uses, IE: to listen for leaks and to have sensors in any irrigation system so they don't operate while rain is falling or after a rainfall. Also, a dripping faucet, a hose or irrigation system with a leak, or a fixture in the bathroom which keeps running can be very expensive in terms of water use. Residents are also urged to operate their irrigations systems between 8 PM and 11 PM, to reduce the drain on the water tanks during periods of high usage, that is, between 3 AM until 9 AM. This will keep the water in the tanks at a constant high pressure during these periods of high volume by households.

Naomi Oppman, resident, addressed the board in opposition to this rate increase. Ms. Oppman contended that the increase was excessive.

Supervisor Walsh disagreed with Ms. Oppman's claim that the increase was excessive and in fact found it acceptable.

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July 7, 2011

2011 -- 218 -- a

PUBLIC HEARING:

**RE: One Colonial Place Associates for a
Petition for Zoning Amendments.**

On motion of Councilman Vetere, seconded by Councilman Cannella, with all members voting in favor, the Hearing was opened.

Attorney Frank McCullough, partner in the firm of McCullough, Goldberger & Staudt addressed the Board on behalf of their clients: One Colonial Place LLC. Mr. McCullough stated One Colonial Place is located at the corner of Colonial Place and Purdy Street, has an area of .77 acres, a portion of the property has a single structure on it, Emilio's Restaurant and on the north corner, and an at-grade parking lot on the south corner. Mr. McCullough further stated that his clients are seeking to have the zoning ordinance amended within the Neighborhood Business (NB) zone to enhance redevelopment opportunities for properties located in the NB district which are within 1500 feet of the Harrison Train Station. He continued that they are not requesting any change in designation or zoning classification of any properties in this zone but are requesting a modification of the permitted uses in the zone and the bulk requirements in the NB zone. Mr. McCullough further stated that his clients are suggesting that the height of permitted buildings in the zone be increased from three to four stories, that the restriction requiring retail use on the first floor of those buildings be eliminated from the ordinance, and that this be based on a Special Permit approval to be granted by the Town Board after review and recommendation of the Planning Board. He further stated that his clients believe that these changes will be supportive of enforcing the retail uses on Halstead Avenue, and referenced a study called the "Redevelopment Opportunity Study" which they had filed with the town in March 2011 and the Town Board referred the zoning request and the study to the Planning Board for review and recommendation and also referred it to the Westchester County Planning Department for review. A favorable request has been received from the Planning Board and the Westchester County Planning Board. We believe that these amendments will not only affect the Emilio site but also other properties along Purdy Street, and allow other property owners to utilize their properties more effectively and efficiently while recognizing the long range potential for transit-oriented housing as part of the revitalization of the downtown area. He added that they had submitted their filing in March language they would like included in the zoning ordinance and also filed a full environmental assessment form in the Study he had just mentioned. They believe the study sets forth appropriate development opportunities in the area as the Town moves forward with the RFP for the MTA site. Mr. McCullough also referenced the many meetings that had been held with Town Planner Pat Cleary as this project was being developed. He stated that Mr. John Seccardi of BHC Seccardi and Shiff prepared the Redevelopment Opportunity Study, and will present it tonight. He concluded that he believes that this is the step in the right direction for the downtown revitalization, that for Harrison and Halstead Avenues, to be re-energized, there is a need for more housing, and this is what this plan attempts to do. He added that this proposal will not be the end of it, that anyone who wants to apply for this relief will have to come back to the Town Board for the Special Exception Use Permit for that property. He concluded that there will be more appearances before the Town

Board for various approvals and referrals to the Planning Board adding that what is being presented tonight is just a conceptual plan.

Mr. John Seccardi, president of Seccardi and Shiff, BHC, of White Plains. He stated that Town Planner Pat Cleary had suggested to them that they look at this proposal not just for the Emilio site, but as what it would mean for downtown Harrison as well. So this is a Downtown Planning Study, looking at not only Purdy Street but also Harrison and Halsted Avenues, to envision what they think the future could be and how to solidify that future. He then did a Power Point presentation on the project, with a basic planning map, showing the variety of uses in the area, which is very good as well as the existing zoning. He continued that the NB zone, which is on Purdy Street and swings over to Harrison Avenue, has a problem as he sees it is that it calls for commercial use on the ground floor and housing above. He pointed out that the commercial uses should be on Harrison and Halstead Avenues, not on the back streets, that the current zoning could hurt the redevelopment of Harrison. He added that the "life" should be on Halstead and Harrison, and by pulling it away not on Purdy, it detracts from that notion. Having housing on a street like Purdy within walking distance to the train station makes a lot of sense, which is what they are proposing. He added that most of the buildings on Harrison and Halstead are only one or two story, and that does not create the critical mass needed for a downtown. He continued that the MTA project will help that. Mr. Seccardi showed the new PIZZA 2000 building with the apartments above as an interesting example as it signals what could be built. He then discussed the various uses now on Purdy Street, including one apartment building that has the parking underground, including a new approval for a building with two floors of residential, with office use on the ground floor, adding that he does not think that is what Harrison really wants to do. He then went on to say that they then looked at the various opportunities for development in the area, and pointed to three on the slide: one being the Metro North property which can be a catalyst for the area, another is on Halstead near Fremont which has just been approved for a mixed use building, and another near Emilio's on Purdy St. He added that there are also other sites which have possibilities. Mr. Seccardi then discussed various alternatives they had considered for the Emilio site, one being three story buildings with commercial on the ground floor, with the number of units possibly being 26 of 600 feet each or 16 units that were to be 1,000 sq feet each. He then showed a design for three buildings, to be constructed on either side of Colonial Place, with a total of 40 units of about 1,000 square feet each, and 54 parking spaces, some at ground level and some underneath. The building facing Purdy Street would have a "stoop" so as to "enliven" Purdy Street. He concluded by stating that with this development and the MTA project, we would be starting to achieve vitality in the downtown area, and moving it in a positive direction.

Councilwoman Amelio commented that it sounded fine, but it pointed out the need for a Master Plan.

Mr. McCullough agreed, and stated that the plan they had created could almost be a Master Plan for the downtown area.

Councilman Cannella asked for clarification on the parking to be provided -- how many spaces, and at 1,000 square feet -- how many apartments.

Mr. McCullough, total of 54 spaces for all three buildings at a ratio of 1.25 spaces per unit, and all on-site, and with this plan, there would be 40 apartments.

Supervisor Walsh stated that as part of the discussions with the MTA and in various other studies that she had been reading, it was found that residents in apartments so close to the railroad generally had only one car, and often, no car at all. So she thought that this number of spaces would be sufficient.

Mr. McCullough said that the County Planning Department had thought that an even smaller number of parking spaces would be sufficient.

Supervisor Walsh added that, from the speakers at the various meetings and conferences she has been attending, it was apparent that the trend is that people want to live downtown, that they are tired of mowing grass and plowing snow and want to be where there is "life." She added that revitalization has been the goal of every administration going back certainly to the 60's, and it never happened, but the MTA project will do it. She added that the REQUEST FOR PROPOSALS -- the RFP, for the MTA DOT project will be sent out on July 8th, with a response date of October 7th. She went on that 73 developers, architects and lawyers had attended the Question and Answer session on July 29th regarding the RFP, so there should be a good response in October.

Mr. Cannella pointed out that that the RFP had not been approved by the Town Board.

Mrs. Walsh replied that it had been approved, and that the issue could be discussed later.

Lucille Held asked about the size of the MTA development parcel, and Mrs. Walsh replied that it covered the entire RR parking lot, 3.5 acres but there are two proposed green spaces between the buildings.

Mr. Rob Porto, resident, addressed the Board in opposition to the proposed plan on the Emilio site. Mr. Porto further stated that the MTA project the Supervisor referenced is also a bad idea because it is his contention people are looking for small quaint towns. In Mr. Porto's opinion, projects like the one proposed will have a negative impact on the town and add to the already burdensome parking problem in existence in this area of town. He said in conclusion that the Town should stick with the current laws.

Naomi Oppman, resident, commented that she had concerns as to where the tenants of the proposed forty units of apartments were going to park being that it is too crowded now in that area of town.

Mr. John Katsogradakis, resident, addressed the Board and commented on the issue raised concerning the lack of parking in the downtown area. Mr. Katsogradakis questioned where business owners in the downtown area are expected to park without being ticketed daily.

Supervisor Walsh pointed out to him that there are parking permits available to store owners to allow them to park in the Park Avenue lot, that he just goes to the Town Clerk's office and applies for it.

A resident said he owned a building on Purdy Street and where are these new people going to park as there isn't any parking now particularly during snow storms. Where is snow going to be put after it is plowed? He also asked how the value of his property would go up with this development.

Supervisor Walsh told him that the building would provide its own parking on-site. And, for snow removal, the town only removes snow from the business districts, only plows on residential streets.

Sam Fanelli, resident, questioned where the parking would be relocated to in the winter months during snow removal.

Emil Toso, resident, addressed the Board and questioned how many parking spots have been allotted for each apartment being proposed.

Mr. McCullough responded that 1.25 spaces have been allotted which is more than what is required.

Mr. Toso stated he does not believe any building in this portion of town should be more than three stories high which is what this proposed plan calls for. What is being proposed will turn Harrison into the South Bronx, we don't need gigantic buildings.

Supervisor Walsh told him that he was exaggerating, that we have a dying downtown, a dead downtown, and we have to do something about it.

Lucille Held questioned why such an old building as Emilio's which was built so many years ago and has historical significance is being downtown. And she added that we do not need to be like Rye, that we should consider that these economic times should not dictate development. She added that the facades of the building facades should be made to look good and it could be done without losing the small time feel.

Mrs. Walsh said that she remembered the downtown of the 70's, that there were two hardware stores, a dressshop, a 5&10, a number of stores. And little by little, they disappeared, they died. And now we have nail salons and cleaners, and it is only a partly a reflection of the economic situation. No one wants to shop in this downtown. As for fixing the facades of the stores, we do not own the buildings.

Mr. Porto said he had one more question -- what exactly is the change in the law. He said he feels like a second-class citizen.

Mrs. Walsh replied that the current law allows three stories, this would change that to four stories, and eliminate the commercial use on the first floor but only with the approval of the Board for a Special Exception Use.

A resident pointed out that during Supervisor Angarano's time, there were grants available to fix up the facades, and not one storekeeper applied for the grant.

Mr. Toso pointed out that the downtown has become a center for convenience stores, and that needs to change.

Councilman Cannella asked for clarification of some of the descriptions on the Emilio project as to the courtyard and the placement of the parking.

He agreed with the residents that there is a parking problem in the area, and asked if there was any thought to adding an underground parking area under the surface parking lot. He added that his concern was the additional floor, to four stories, but the courtyard was a good trade-off. He asked the attorneys to come back with suggestions for additional parking when they return for the Special Exception Use Permit, although he did not want a deck. He added that he had no problem with the elimination of the commercial space on the first floor.

Councilwoman Amelio pointed out that sometimes parking starts out free, and then the landlords later charges for it, and the tenant's park on the street.

She also said she wanted to point out that the Emelio family is not part of her family: Amelio.

On motion of Councilman Cannella, seconded by Councilman Vetere, with all members voting in favor, the Hearing was closed.

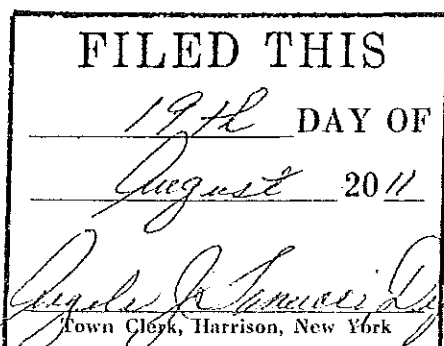
Mr. McCullough then asked that the Board to adopt a Negative Declaration for the Zoning Amendment.

Councilman Cannella questioned the area of the zone.

The answer was that it went to Park Avenue, and then to a section of Harrison Avenue as well as on Purdy Street. It was done that way as some of the parcels are too small to do this ethically, so that is the reason it can only be done by Special Exception Permit.

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July 7, 2011

2011 -- 218 -- b

DECLARATION OF THE TOWN BOARD AS LEAD AGENCY UNDER SEQRA

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to declare the Town Board as Lead Agency under SEQRA.

Adopted by the following vote:

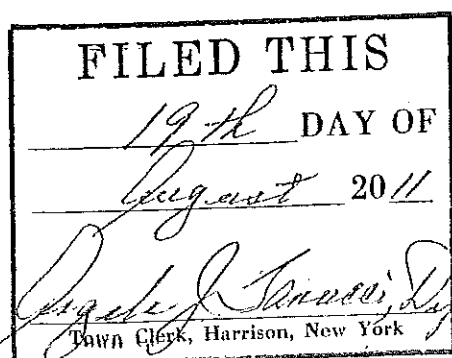
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

2011 -- 218 -- c

ADOPTION OF THE AMENDMENT TO THE CHANGE OF ZONING FOR PROPERTIES
LOCATED IN THE NB DISTRICT THAT ARE WITHIN 1,500 FT. OF
THE HARRISON TRAIN STATION ALLOWING FOR
A SPECIAL EXCEPTION USE PERMIT

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to adopt the amendment to the change of zoning for properties located in the NB District that are within 1,500 ft. of the Harrison Train Station.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Building Inspector and the Planning Board.

Adopted by the following vote:

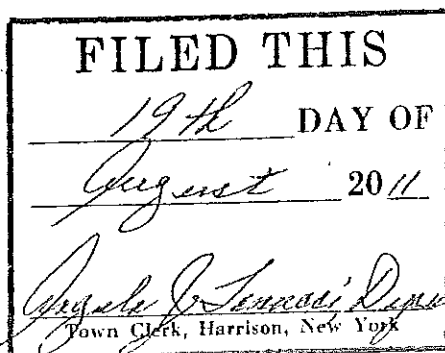
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

2011 -- 219 -- a

PUBLIC HEARING:

RE: INSTALLATION OF A PROPOSED EMERGENCY GENERATOR
AT 287 BOWMAN AVENUE.

On motion of Councilwoman Amelio, seconded by Councilman Cannella, with all members voting in favor the Hearing was opened.

Mr. James Gaita, representing his clients at 287 Bowman Avenue addressed the board in reference to the proposed installation of a generator at 287 Bowman Avenue. Mr. Gaita explained that the property is in an SBO Zone which requires approval from the Town Board any time a change to the property is proposed, and his clients are simply proposing to add an emergency generator that will be located in an existing parking lot under the building. Mr. Gaita further explained that they have already received approval from the Planning Board as well as the Zoning Board. In addition, the property abuts I-287 only; there is no neighborhood in the surrounding area that could potentially be disturbed by the generator.

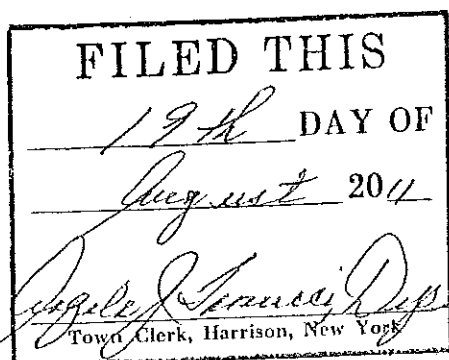
Mr. Rob Porto, resident, addressed the board and questioned since that area of town is located near wetlands, if there was going to be a catch pan of some sort under the proposed generator to catch the diesel fuel powering it if a leak or spill takes place.

Mr. Gaita responded by explaining the proposed generator will have a double walled fuel tank to help prevent any fuel leaks and in addition, electronic sensors will monitor and alert should a spill or leak occur.

On motion of Councilman Vetere, seconded by Councilman Cannella, with all members voting in favor, the Hearing was closed.

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July 7, 2011

2011 - - 219 - - b

APPROVAL OF THE INSTALLATION OF AN PROPOSED EMERGENCY GENERATOR
AT 287 BOWMAN AVENUE

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the installation of an emergency generator at 287 Bowman Avenue.

FURTHER RESOLVED to forward a copy of this Resolution to the Building Department and the Town Attorneys.

Adopted by the following vote:

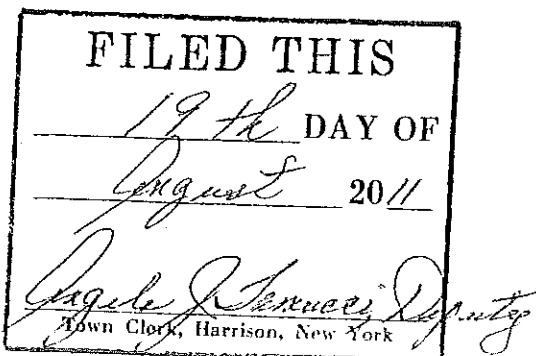
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

2011 - - 220

ACCEPTANCE, WITH REGRET, THE LETTER OF RETIREMENT FROM
HARRISON POLICE DETECTIVE MARC DIGIACOMO,
EFFECTIVE JUNE 24, 2011

Harrison Chief of Police Anthony Marraccini addressed the board and thanked Detective DiGiacomo for his devoted service to Harrison. The chief went on to state that Detective DiGiacomo was an outstanding police officer and detective who was instrumental in solving some of the biggest cases in Harrison and he will be sorely missed.

On motion of Councilwoman Amelio, seconded by Councilman Cannella,
it was

RESOLVED to accept, with regret, the letter of retirement from Harrison Police Detective Marc DiGiacomo, effective June 24, 2011.

FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police, the Personnel Manager, the Comptroller and the Town Attorneys.

Adopted by the following vote:

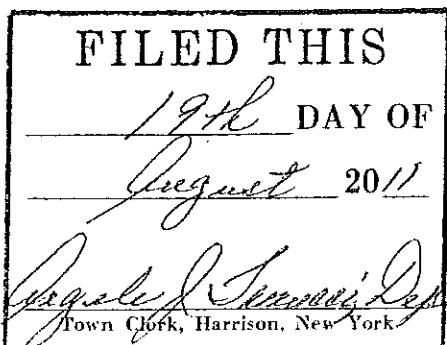
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

2011 - - 221

APPROVAL FOR ADDITIONS TO THE HARRISON RECREATION DEPARTMENT
SUMMER PART-TIME AVAILABILITY/DAY CAMP/
LIFEGUARDS/DAY CAMP SET UP.

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Ron Belmont, Advisor to the Recreation Department for authorization to make additions to the Harrison Recreation Department Summer Part-time availability/Day Camp/Lifeguards/Day Camp set up list as follows:

<u>NAME</u>	<u>HOURLY</u>
Basso Joseph	8.50
Burchell Caroline	7.25
Burchell Madeleine	6.50
Cipolla Bryan	8.00
Cirillo Stephen	7.00
Cysner Jessica	10.25
Cysner Matt	8.50
Degirmencioglu Bria	10.00
Degirmencioglu Evin	8.50
Ferraro Anna	9.00
Fitzgerald Alice	6.75
Forrest Patricia	8.75
Ganis Cameron	7.00
Gurrieri Allie	6.75
Guzman Josh	6.75
Jacobson Bernard	7.00
Lamont Paula	9.00
Maddaloni Daniela	8.25
Magnotta Erica	7.25
Maida Joseph	8.25
Mandell Zachary	7.00
McKinsey James	8.50
Moschetta Andrea	6.75
Ng Park	10.50
Neu Allesandra	7.25 9.25 LG
Palma Marc	7.25
Park Alison	8.25 LG
Pyle Nick	7.75
Scappaticci Richard	8.00
Scapperotti Alexandra	7.00

Scapperotti Brianna	9.00
Scatenato Maura	7.75
Stowell Crystal	7.25
Petrucci Jake	9.25
Storm Jerney	10.00
Tenner Nicole	7.25
Torres Karina	7.25
Viera Monica	8.25
Viera Ryan Lucas	7.25
Wagner Mark	8.25
Williams Julia	7.00
Winkelman Max	9.75
Ducase, Gregorie	8.50

FURTHER RESOLVED to forward a copy of this Resolution to the Recreation Department, the Personnel Manager, the Comptroller and the Town Attorneys.

Adopted by the following vote:

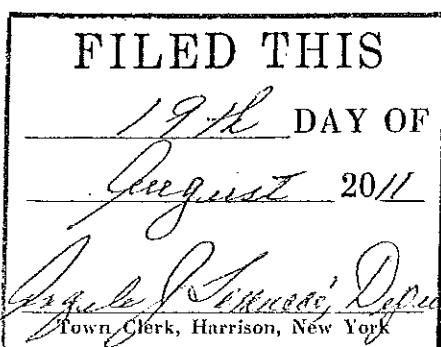
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

2011 - - 222 - - a

APPROVAL FOR AL DENTE RESTAURANT TO HOLD
"DINING UNDER THE STARS WITH MUSIC"
ON JULY 30TH AND AUGUST 6, 2011.

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Anthony DeFino, owner of Al Dente Restaurant to hold "Dining Under the Stars with Music" on July 30th and August 6, 2011.

FURTHER RESOLVED that this event requires the closure of a section of Thatcher Avenue (located between Al Dente Restaurant and Powell's Clam Bar). Mr. DeFino will meet with the neighbors of the area.

FURTHER RESOLVED to forward a copy of this Resolution to the Building Department, the Police Department, the Fire Department, Harrison EMS and the Town Attorneys.

Adopted by the following vote:

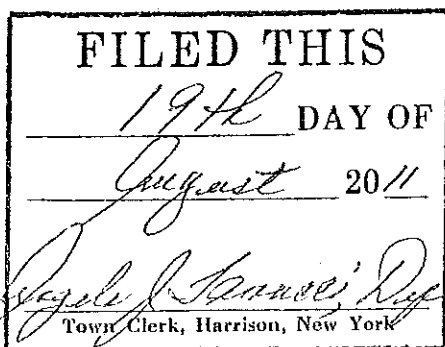
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☐ Supvs'r



July 7, 2011

2011 - - 222 - - b

DISCUSSION:

RE: APPROVAL FOR AL DENTE RESTAURANT TO HOLD
"DINING UNDER THE STARS WITH MUSIC"
ON JULY 30TH AND AUGUST 6, 2011.

Mrs. Lucille Held, resident, addressed the Board questioning whether or not Al Dente had their own insurance to protect the Town. Mrs. Held was not in favor of diners on the sidewalks.

Councilwoman Amelio explained that if you go to Mamaroneck there are many people dining on the streets. It's booming and cheerful.

Mrs. Held again asked if the Town is responsible for anyone that gets injured.

Deputy Village Attorney Jonathan Kraut asked what is the specific question.

Supervisor Walsh replied don't we require a special insurance certificate as the same needed for a Block Party.

Deputy Town Attorney Fred Castiglia responded that they need to supply on their insurance policy that the Town is the Certificate holder of their policy and in addition they have to name the Town and the Village as additional insured. Even on a house party that must be done.

Mrs. Held stated that she had to pay \$450. It's the town's law.

Mr. Castiglia replied that he can't control what her insurance charges her.

Mr. Kraut stated that most businesses have a General Liability Policy and if they go to their insurance company and ask for a certificate to cover something, the insurance company will issue that certificate under their existing policy. They may not have to pay an additional premium. Those who don't have that type of police might have to pay.

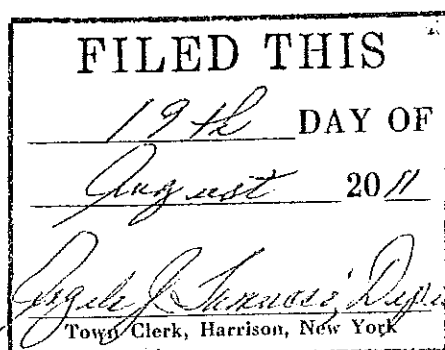
Mr. Castiglia responded that the business owner pays for the insurance covering the town.

Mrs. Held continued saying she's asking about dining on the street on town property.

Mr. Castiglia answered: they are covered by their insurance.

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'r
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r



July 7, 2011

2011 - - 223

APPROVAL OF THE MEMORANDUM OF AGREEMENT BETWEEN
NYS DIVISION OF CRIMINAL JUSTICE AND THE TOWN OF HARRISON FOR THE
TRANSFER OF PERSONAL PROPERTY AND ACCOUNTABILITY OF SAME

Supervisor Walsh stated that this is actually equipment that is held by other agencies.

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Village Attorney Robert Paladino for approval for the Memorandum of Agreement between NYS Division of Criminal Justice and the Town of Harrison for the transfer of personal property and accountability of same.

FURTHER RESOLVED to authorize the Chief of Police to sign said Agreement as Chief Executive Officer of the Police Department on behalf of the Town/Village of Harrison.

FURTHER RESOLVED to forward a copy of this Resolution to the Police Department and the Town Attorneys.

Adopted by the following vote:

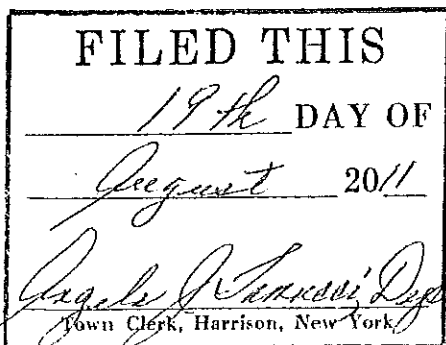
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'lr
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r



July 7, 2011

2011 - - 224

AUTHORIZATION TO ENTER INTO A LICENSE AGREEMENT WITH
THE OWNER AND TENANT OF 11 TAYLOR SQUARE

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Town Attorney Frank Allegretti for authorization to enter into a License Agreement with the owner and tenant of 11 Taylor Square to permit Trevi Restaurant to construct and maintain an emergency exit structure on a portion of Town owned sidewalk that abuts the restaurant.

FURTHER RESOLVED to forward a copy of this Resolution to the Town Attorneys, the Building Inspector and the Commissioner of Public Works.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐

FILED THIS

19th DAY OF

August 2011

Angela J. Mancini, Deputy
Town Clerk, Harrison, New York

July 7, 2011

2011 - - 225

APPROVAL FOR THE INTER-MUNICIPAL AGREEMENT BETWEEN
THE COUNTY OF WESTCHESTER AND THE TOWN OF HARRISON
RE: A NEW SEWER MAIN IN THE QUARRY HEIGHTS AREA

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Village Attorney Robert Paladino for authorization for the Inter-municipal Agreement between the County of Westchester and the Town of Harrison for a new sewer main in the Quarry Heights area.

FURTHER RESOLVED to authorize the Supervisor to execute same.

FURTHER RESOLVED to forward a copy of this Resolution to the Town Attorneys and the Commissioner of Public Works.

Adopted by the following vote:

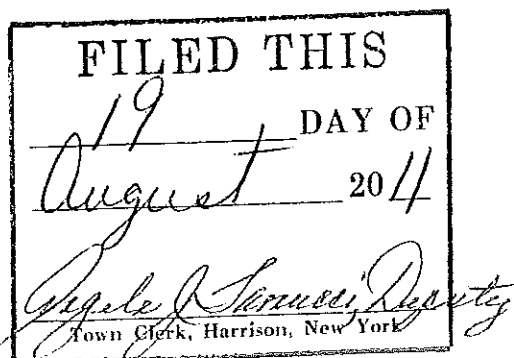
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
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☒ Supvs'r



July 7, 2011

2011 - - 226

AUTHORIZATION TO AUCTION VEHICLES ONLINE USING
THE ONLINE AUCTION COMPANY,
AUCTIONS INTERNATIONAL, AT NO COST TO THE TOWN

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Michael Piccini, Coordinator of Computer Services, for authorization to auction the following vehicles online using the online auction company, Auctions International, at no cost to the town:

1998 Jeep Cherokee
2008 Menzi Muck A61
2008 Interstater Trailer (for Menzi Muck)
2004 Ford Expedition

FURTHER RESOLVED to forward a copy of this Resolution to the IT Department, the Commissioner of Public Works, the Purchasing Department, the Comptroller and the Town Attorneys.

Adopted by the following vote:

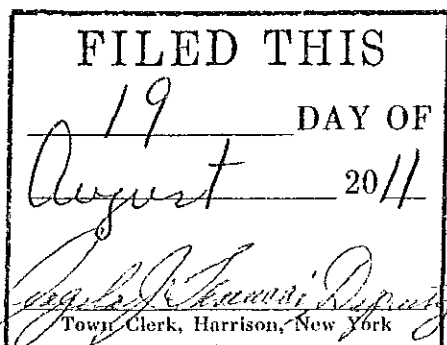
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

— Assessor
— Benefits
— Bldg
✓ Compt'lr
✓ Engrng
✓ Law
— Police
✓ P. Wrks
✓ Purch'g
— Recr'tn
✓ Supvs'r
—



July 7, 2011

2011 - - 227 - - a
APPROVAL OF BUDGET MODIFICATIONS.

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Comptroller Maureen MacKenzie for the following Budget Modifications:

Increase:

001-0000-020-2680

6,888

Town-Insurance of Recoveries

Increase:

001-5182-100-0410

6,888

Street Lighting-Materials and Supplies

Monies received from Utica National Insurance for property damage to a light pole and stone wall (planter box) location: 115 Lake Street, West Harrison, NY. Date of loss: January 7, 2011.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Attorneys.

Adopted by the following vote:

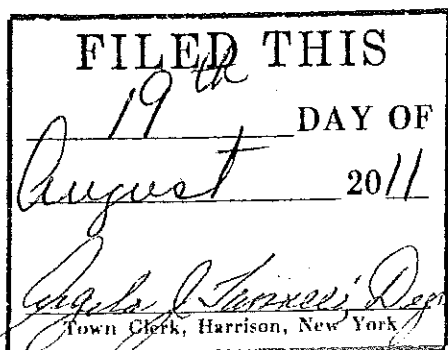
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



July 7, 2011

2011 - - 227 - - b

APPROVAL OF BUDGET MODIFICATION AND TRANSFER.

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Comptroller Maureen MacKenzie for the following Budget Modification and transfer:

Increase:

001-1900-100-4490	150,000
Town Contingency Fund	

Decrease:

001-9501-100-0903	150,000
Transfer out to Highway	

Decrease:

003-0000-050-5001	150,000
Highway Transfer in from Town	

Decrease:

003-5142-100-0410	150,000
Highway Snow-Materials and Supplies	

To transfer back to Town Contingency Fund from the Highway Fund. At the end of 2010 the Highway Fund has a positive fund balance, so the transfer from Town to cover the salt purchase was not needed. The original TBR 2011-044B on February 3, 2011 Meeting.

Increase:

003-5142-100-0410	150,000
Highway Snow-Materials and Supplies	

Increase:

003-0000-059-5999	150,000
Highway-Appropriated Fund Balance	

To appropriate Highway Fund Balance to transfer to Materials and Supplies to cover the purchase of salt.

Increase:

001-9501-100-0905	250,000
Transfer to Village from Town	

Decrease:

001-1900-100-4490

250,000

Town Contingency Fund

To transfer funds from the Town Contingency fund to the Village to cover small claims refund to tax payers for the tax year 2011.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Attorneys.

Adopted by the following vote:

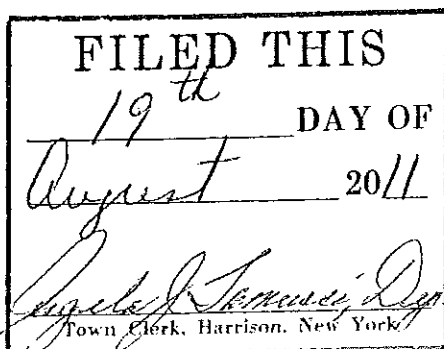
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'r
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r



July 7, 2011

2011 - - 228

APPROVAL TO ACCEPT DONATIONS IN THE AMOUNT OF \$7,150 AND
A BUDGET MODIFICATION IN THE AMOUNT OF \$7,650
FOR THE FOURTH OF JULY, 2011 FIREWORKS.

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by the Comptroller for authorization to accept the following donations in the amount of \$7,150 and a budget modification in the amount of \$7,650 for the July 4, 2011 Fireworks:

Patrick A. Vetere	\$ 100.
Shield and Cross Mc. Inc.	\$ 250.
Lisa Faillace-Sciliano and Frederick W. Sciliano	\$ 100.
Leonard Masi and Nancy Masi	\$ 100.
Joan B. Walsh and John P. Walsh	\$ 100.
Harrison Food Mart	\$ 100.
Harrison Beverage Center, Inc.	\$ 250.
Pizza 2000	\$ 500.
Harrison Fire Department	\$1,000.
Powell Catering Services	\$ 500.
Harrison Paint Supply, Inc.	\$1,000.
Harrison VFW	\$ 100.
Emilio Restaurant	\$ 500.
Uncle Henry's	\$ 250.
Hair Creations, Inc.	\$ 250.
Trotta's Pharmacy	\$ 100.
Trattoria Vivolo, Inc.	\$ 300.
Al Dente Bar and Restaurant	\$ 100.
Casa D'Italia	\$ 100.
Joseph and Nancy Cannella	\$ 100.
Westchester Brassman	\$ 250.
Marlane Amelio	\$ 100.
Ronald and Carol Belmont	\$ 100.
Joseph Acocella	\$ 100.
Gus's Restaurant	\$ 250.
Harrison PBA	\$ 500.
Salvatore and Sherrill Leone	\$ 50.

Total Fireworks Donations \$7,150

Budget Modification:

Increase:

001-0000-027-2705	7,650
Gifts and Donations	

Increase:

001-7550-100-0410	7,650
Celebrations-Materials and Supplies	

The \$500 extra was held in a Trust and Agency Account #009-0000-617 from last year donations and will be used towards this years fireworks.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Advisor to the Recreation Department.

Adopted by the following vote:

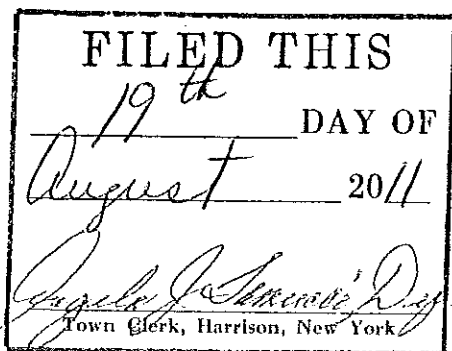
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- ☐ Assessor
- ☐ Benefits
- ☐ Bldg
- ☒ Compt'r
- ☒ Engng
- ☒ Law
- ☐ Police
- ☒ P. Wrks
- ☒ Purch'g
- ☐ Reer'tn
- ☒ Supvs'r
- ☐



July 7, 2011

2011 - - 229

AUTHORIZING THE ACCEPTANCE OF THE GERDA LANE-BENTAY DRIVE
SUBDIVISION DEDICATION AND AUTHORIZING THE TOWN BOARD TO
SIGN THE CONSENT AND THE SUPERVISOR TO SIGN ANY NECESSARY
DOCUMENTS TO EFFECTUATE THE CLOSING.

WHEREAS Deputy Village Attorney Jonathan Kraut notified the Board that the attorneys for Bentay Drive Subdivision have submitted papers to the Town of Harrison for the Dedication of Gerda Lane-Bentay Drive Subdivision. The Town Engineer has inspected the roadway, found it acceptable for dedication and has set an amount of \$50,000 for a 2- year Maintenance Bond. In addition, the Building Inspector and Commissioner of Public Works have no objections to accepting the dedication of the roadway

THEREFORE, on motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the request authorizing the acceptance of this roadway dedication.

FURTHER RESOLVED to authorize the Town Board to sign the Consent and the Supervisor to sign any necessary documents to effectuate the closing.

FURTHER RESOLVED to forward a copy of this Resolution to the Commissioner of Public Works, the Town Engineer and the Law Department.

Adopted by the following vote:

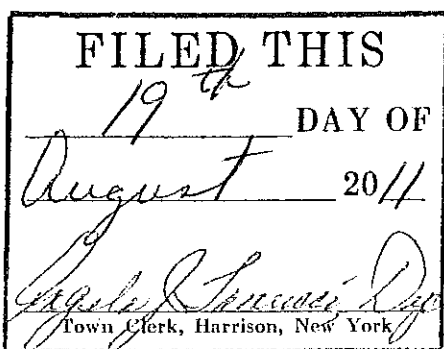
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'r
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
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July 7, 2011

2011 - - 230

AUTHORIZATION FOR THE DIRECTOR OF COMMUNITY SERVICES
TO ACCEPT TWO CHECKS FOR THE HARRISON FOOD PANTRY

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by the Director of Community Services Nina Marraccini for authorization to accept the following two checks for the Harrison Food Pantry:

1. LMK Dance Club \$1,500.
2. Carmen and Tonny Guido \$ 50.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Director of Community Services.

Adopted by the following vote:

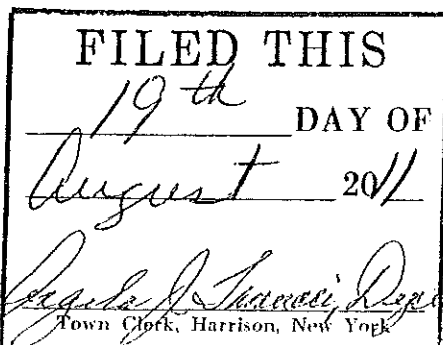
AYES: Councilpersons Amelio, Cannella, Vetere, and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
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July 7, 2011

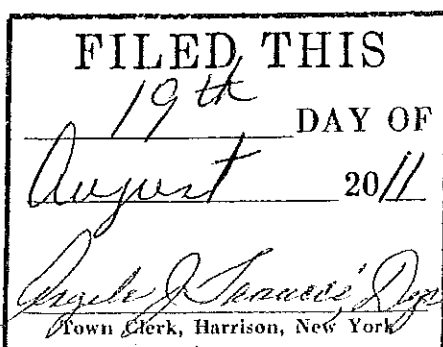
2011 - - 231

ADJOURNED TO EXECUTIVE SESSION:
FORMAL REGULATIONS REGARDING HEALTH BENEFITS
FOR ELECTED OFFICIALS AND MANAGEMENT

The matter was adjourned to Executive Session.

Copies to:

— Assessor
— Benefits
— Bldg
✓ Compt'lr
✓ Engrng
— Law
— Police
✓ P. Wrks
✓ Purch'g
— Recr'tn
✓ Supvs'r
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July 7, 2011

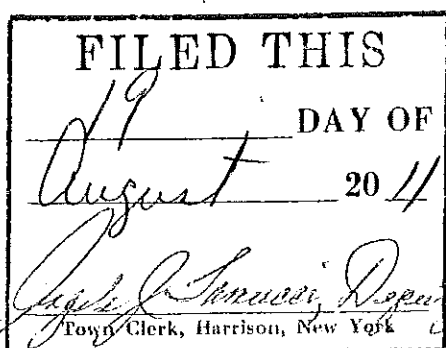
2011 - - 232

TABLED: APPOINTMENT OF GALINA CHERNYKH TO THE POSITION OF DIRECTOR
OF THE HARRISON LIBRARY

Tabled.

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'lr
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r



July 7, 2011

2011 - - 233

APPROVAL TO DESIGNATE AUGUST 19, 2011
AS "RECORDS MANAGEMENT DAY"
IN THE TOWN/VILLAGE OF HARRISON

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Town Clerk Joseph Acocella designating August 19, 2011 as "Records Management Day" in the Town/Village of Harrison. The following offices will be closed or have limited service:

Assessor's office
Building Department
Comptroller's office
Planning Department
Engineering Department
Law Department
Town Clerk office

FURTHER RESOLVED that an "Ice Cream Social" sponsored by the Town Clerk's office will be held for those participating offices at 2:00 pm in the lobby of Town Hall.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Building Department, the Comptroller's office, the Planning Department, the Engineering Department, the Law Department and the Town Clerk's office.

Adopted by the following vote:

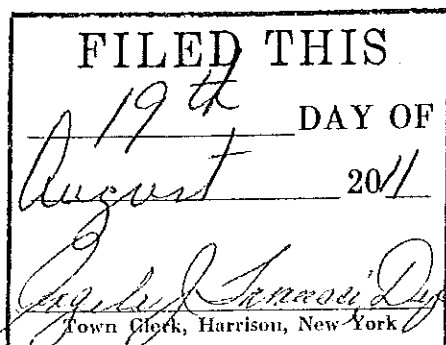
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'r
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r



July 7, 2011

2011 - - 234

APPROVAL TO ADVERTISE AND RECEIVE BIDS FOR
THE OPERATION OF A FOOD AND REFRESHMENT CONCESSION
AT THE RON BELMONT POOL AND THE GUAGNINI BRENTWOOD POOL

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by the Purchasing Department for authorization to advertise and receive bids for the Operation of a Food and Refreshment Concession at the Ron Belmont Pool and the Guagnini Brentwood Pool.

FURTHER RESOLVED to forward a copy of this Resolution to the Advisor to the Recreation Department and the Purchasing Department.

Adopted by the following vote:

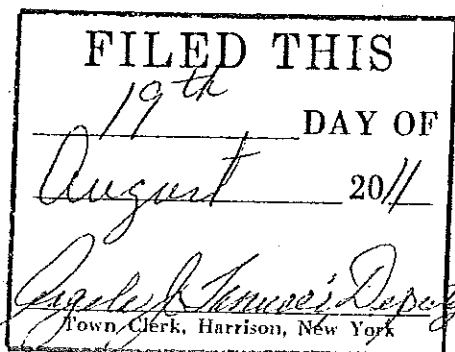
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



July 7, 2011

2011 - - 235

APPROVAL FOR 21 SCOTT CIRCLE TO BE WITHDRAWN FROM
THE MAMARONECK VALLEY SEWER DISTRICT

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Kim McLaughlin to have her property at 21 Scott Circle, withdrawn from the Mamaroneck Valley Sewer District.

FURTHER RESOLVED to forward a copy of this Resolution to the Westchester County Board of Legislators, Ms. McLaughlin and the Law Department.

Adopted by the following vote:

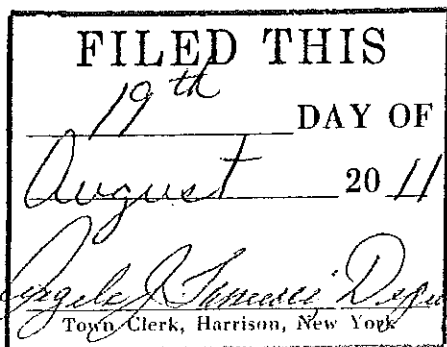
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'lr
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r



July 7, 2011

2011 - - 236

APPROVAL TO SET THE DATE OF AUGUST 4, 2011 FOR A PUBLIC HEARING
RE: ONE GANNETT DRIVE

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Attorney Frank McCullough on behalf of his client Life Time Fitness, to set the date of August 4, 2011 for a Public Hearing for the Petition for Zoning Amendments for One Gannett Drive, Harrison, NY.

FURTHER RESOLVED to forward a copy of this Resolution to the Building Inspector, the Town Engineer, the Commissioner of Public Works and Mr. McCullough.

Adopted by the following vote:

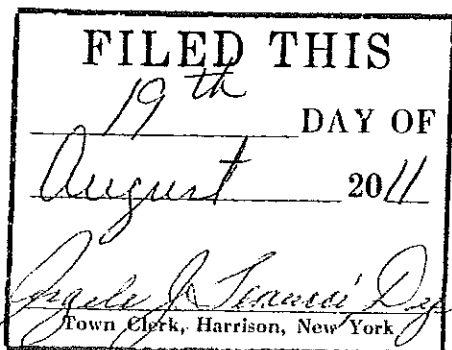
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
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☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



July 7, 2011

2011 - - 237

APPROVAL FOR THE CHURCH OF ST. GREGORY THE GREAT TO HOLD
A PARISH CARNIVAL ON CHURCH PROPERTY, 94 BROADWAY, HARRISON

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Church of St. Gregory the Great Carnival Chairperson Dan Rogers to hold a Parish Carnival on Church Property, 94 Broadway, Harrison, NY, on the following dates:

Friday, August 5 th	6 pm – 10 pm
Saturday, August 6 th	5 pm – 10 pm
Sunday, August 7 th	4 pm – 8 pm

FURTHER RESOLVED that the fee be waived.

FURTHER RESOLVED that Mr. Rogers will fulfill all proper licensing and permit procedures as well as contact the Harrison Police and Fire Departments and the Emergency Medical Services.

Adopted by the following vote:

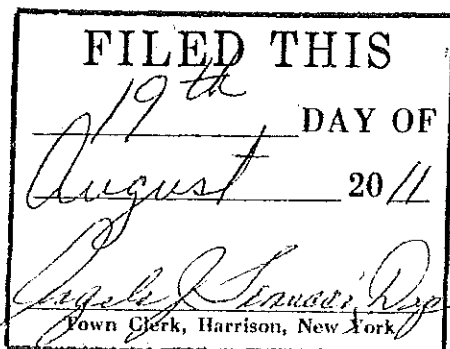
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
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☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



July 7, 2011

2011 - - 238

APPROVAL FOR THE PGA SENIOR PLAYERS CHAMPIONSHIP
AUGUST 15TH THROUGH AUGUST 21, 2011
AT THE WESTCHESTER COUNTRY CLUB

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Harrison Rye Realty, Constellation Energy Senior Players for authorization for their PGA Senior Players Championship, August 15th through August 21, 2011, at Westchester Country Club.

FURTHER RESOLVED that the \$500 permit fee has been paid to the Building Department.

FURTHER RESOLVED is authorization for the assistance of the Harrison Police, Fire Department and EMS.

FURTHER RESOLVED to forward a copy of this Resolution to the Building Department, to Harrison Rye Realty, the Chief of Police, the Fire Department and the EMS.

Adopted by the following vote:

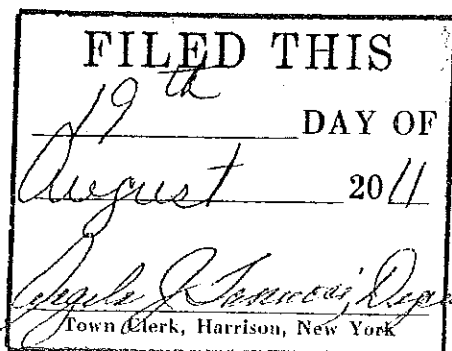
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'lr
✓ Engrng
✓ Law
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✓ P. Wrks
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___ Recr'tn
✓ Supvs'r



July 7, 2011

2011 - - 239

APPROVAL TO HOLD A PUBLIC HEARING ON AUGUST 4, 2011
FOR A SPECIAL EXCEPTION USE PERMIT FOR
NEW CINGULAR WIRELESS (AT&T), SITE #3617
FOR UPGRADES AT THEIR FACILITY AT 3 CALVERT STREET

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Attorney Anthony Gioffre on behalf of his client New Cingular Wireless (AT&T), Site #3617, to set the date of August 4, 2011 for a Public Hearing for upgrades at their facility at 3 Calvert Street, Harrison, NY.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Commissioner of Public Works and Mr. Gioffre.

Adopted by the following vote:

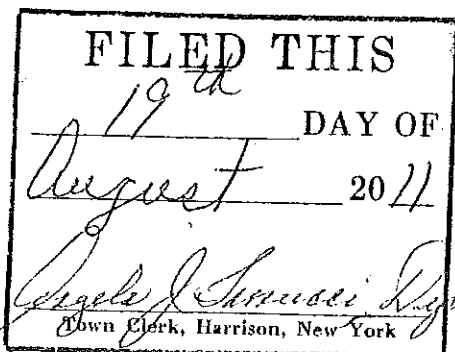
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'lr
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r



July 7, 2011

2011 -- 240

APPROVAL TO HOLD A PUBLIC HEARING ON AUGUST 4, 2011
FOR A SPECIAL EXCEPTION USE PERMIT FOR
NEW CINGULAR WIRELESS (AT&T), SITE #33
FOR UPGRADES AT THEIR FACILITY AT 240 NORTH STREET

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Attorney Anthony Gioffre on behalf of his client New Cingular Wireless (AT&T), Site #33, to set the date of August 4, 2011 for a Public Hearing for upgrades at their facility at 240 North Street, (aka 275 North St.) Harrison, NY.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Commissioner of Public Works and Mr. Gioffre.

Adopted by the following vote:

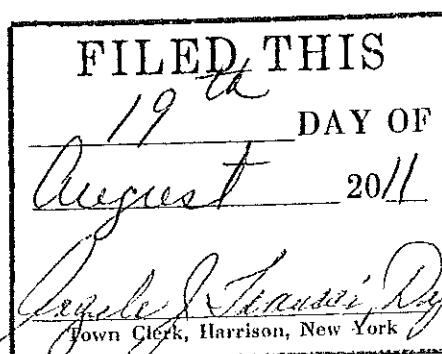
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

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☐



July 7, 2011

2011 - - 241

APPROVAL FOR TOWN CLERK JOSEPH ACOCELLA
TO ISSUE DOG PARK PERMITS TO NON-RESIDENT DOG OWNERS

Supervisor Joan Walsh asked why this need.

Town Clerk Joseph Acocella answered that this has been going back and forth with non-residents ever since our dog park opened, especially from our neighbors in Rye. They have shown great interest and inundated our office with phone calls.

Mr. Acocella spoke with members at the park who said it would be good revenue for Harrison and it will up the issuances of dog licenses in their community as it has tripled ours. Once the dogs are licensed the owner comes to the Town Clerk's office showing proof of rabies and licensing and then they are issued a dog park tag for \$50.

Deputy Village Attorney Jonathan Kraut had discussed this concept with Joe. Any non-resident can apply for the dog park.

Naomi Oppman, resident stated that Rye Town Park used to allow dogs off the leash before 9am. This has now ended. Dogs must be leashed. Knowing that the Harrison Dog Park has everyone's interest is because the dogs can run free. She is in favor of it.

Rob Porto, resident, stated he is not in favor of this.

Councilwoman Amelio asked Ms. Oppman uses the park.

Ms. Oppman answered no. She uses Rye Beach Park.

Ms. Amelio asked if one needed a permit to use that park.

Ms. Oppman responded that what some people want to do is create a dog beach in Rye Playland on one of the beaches not in use. Anybody can walk through Rye Town Park. The hours for the dogs were from 7 to 9 am. People from the surrounding areas used this park. She had a suggestion to limit the number of non-resident permits, such as 100.

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Town Clerk Joseph Acocella to issue dog park permits to non-resident dog owners at the amount of \$50 per family with a limit of 100 families.

FURTHER RESOLVED to forward a copy of this Resolution to the Town Clerk.

Adopted by the following vote:

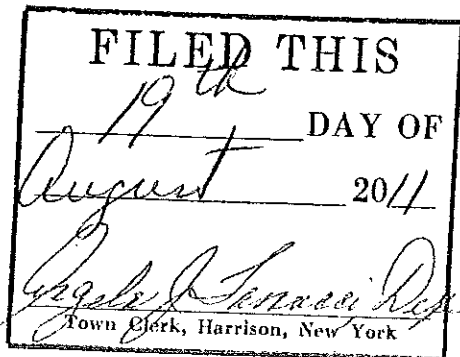
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

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July 7, 2011

2011 - - 242

REMARKS BY RESIDENT ROSE MARINO

Rose Marino, resident, asked about if fill and rocks are brought into residential there should be permits, more than permits, truck information etc. When she filed a FOIL regarding this matter (for a neighboring property), the answer was that no permits were on file. She further state that there is a wonderful wetlands on her property and her concern is that everything that is alive won't be alive. She is stunned that there is nothing on file. There were deliveries on at least three occasions, and several times a day on these occasions.

Supervisor Walsh asked the attorney's what could be done about it now.

Town Attorney Frank Allegretti answered that the Building Department is aware of these issues and he believes they have been in contact with Ms. Marino.

Ms. Marino, no.

Mr. Allegretti suggested she discuss this with the Code Enforcement Officer.

Ms. Marino, I have. I spoke to Mr. DiBuono in July of last year. Mr. Gerety said he went took a look and said that the fill looked good. She continued saying how do you know fill is good by looking at it. She's asking for confirmation that the fill is fine, but she can't get it. The same thing is with the sound decibels check, the Town accepted a reading from someone whose credentials she can't get with self made stationary, the only person she could find was an accordion player. There is no listing for this gentleman.

Councilwoman Amelio asked what is being built.

Ms. Marino answered a house.

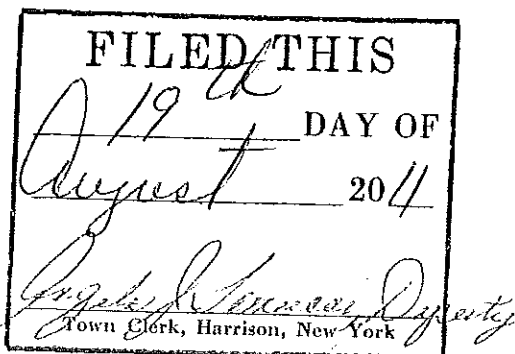
Councilman Sciliano stated that he followed up with the Building Inspector, and more documentation should be coming.

Mrs. Marino stated she feels she's wasting time to find out about information she should have.

Councilman Cannella stated to send this to the Building Department.

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- ☐



July 7, 2011

2011 - - 244

MATTERS FOR EXECUTIVE SESSION:

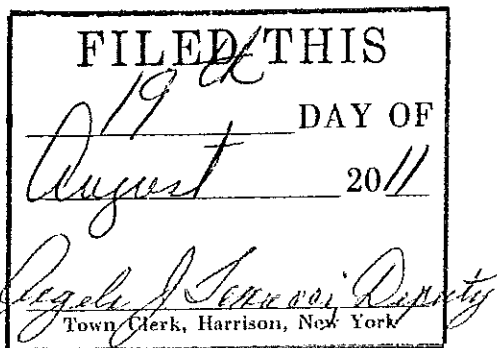
Litigation	7
Advice of counsel	1
Personnel	4
Real Property	1
Investigative matter	1

On motion duly made and seconded, with all members voting in favor, the meeting was recessed to Executive Session at 9:46 pm

On motions duly made and seconded, with all members voting in favor, the meeting was reconvened at 11:35 pm.

Copies to:

<input type="checkbox"/>	Assessor
<input type="checkbox"/>	Benefits
<input type="checkbox"/>	Bldg
<input checked="" type="checkbox"/>	Compt'r
<input checked="" type="checkbox"/>	Engrng
<input checked="" type="checkbox"/>	Law
<input type="checkbox"/>	Police
<input checked="" type="checkbox"/>	P. Wrks
<input checked="" type="checkbox"/>	Purch'g
<input type="checkbox"/>	Recr'tn
<input checked="" type="checkbox"/>	Supvs'r



July 7, 2011

2011 - - 245

APPROVAL TO RAISE THE CAP IN LEGAL FEES
IN THE MATTER OF RAUSO v TOWN OF HARRISON

On motion of Councilman Sciliano, seconded by Councilman Cannella,

it was

RESOLVED to raise the cap in legal fees to \$25,000 in the matter of Rauso v Town of Harrison

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Comptroller.

Adopted by the following vote:

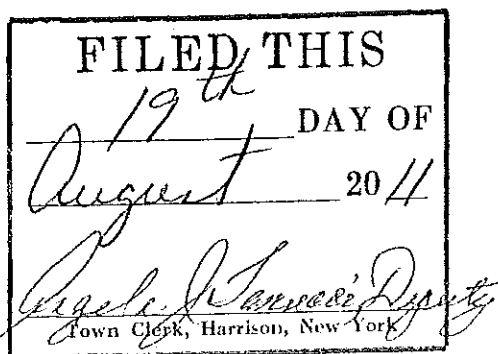
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

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July 7, 2011

2011 - - 246

SETTLEMENT OF CLAIM
SHAPIRO v TOWN OF HARRISON

On motion of Councilman Sciliano, seconded by Councilman Vetere,

it was

RESOLVED to settle the claim in the matter of Shapiro v Town of Harrison, in the amount of \$7,500.

FURTHER RESOLVED that the settlement is subject to the claimants signing a General Release.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Comptroller.

Adopted by the following vote:

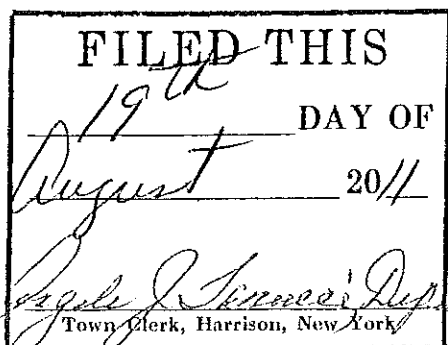
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

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July 7, 2011

2011 - - 247

APPROVAL TO SETTLE THE TAX CERTIORARI
HARRISON MANAGEMENT
55 HALSTEAD AVENUE
BLOCK 74, LOT 28

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to settle the tax certiorari in the matter of Harrison Management, 55 Halstead Avenue, Block 74, Lot 28 as follows:

<u>Assessment</u> <u>Year</u>	<u>Assessed</u> <u>Value</u>	<u>Reduction</u>	<u>Reduced</u> <u>Assessed Value</u>
2010	20,000	3,100	16,900

Town/County Tax Year 2011
School District Tax Year 2011-12

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Assessor and the Law Department.

Adopted by the following vote:

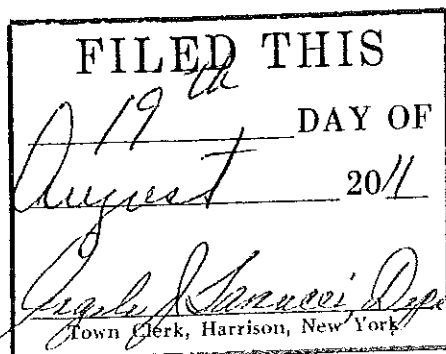
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
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☐ Bldg
☒ Compt'lr
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☐ Recr'tn
☒ Supvs'r
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July 7, 2011

2011 - - 248
HARRISON MANAGEMENT
133-139 HALSTEAD AVENUE
BLOCK 104, LOT 26

On motion of Councilman Vetere, seconded by Councilman Sciliano,

it was

RESOLVED to settle the tax certiorari in the matter of Harrison Management, 133-139 Halstead Avenue, Block 104, Lot 26 as follows:

<u>Assessment</u> <u>Year</u>	<u>Assessed</u> <u>Value</u>	<u>Reduction</u>	<u>Reduced</u> <u>Assessed Value</u>
2010	20,400	4,300	16,100

Town/County Tax Year 2011
School District Tax Year 2011-12

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Assessor and the Law Department.

Adopted by the following vote:

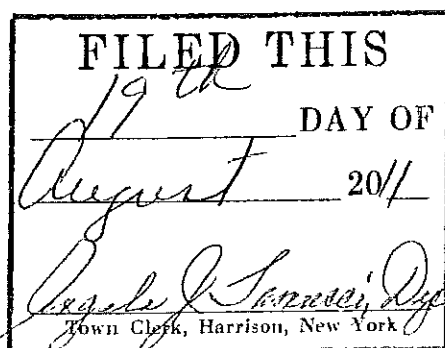
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
___ Compt'r
___ Engrng
___ Law
___ Police
___ P. Wrks
___ Purch'g
___ Recr'tn
___ Supvs'r



July 7, 2011

2011 - - 249

APPROVAL TO SELL BACK TO TOWN CLERK JOSEPH ACOCELLA
HIS OLD LAPTOP

On motion of Councilman Sciliano, seconded by Councilman Cannella,

it was

RESOLVED to sell back to Town Clerk Joseph Acocella his old laptop at the price of \$150.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the IT Department, Purchasing Department and Mr. Acocella.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

There being no further matters to come before the Board,
the Meeting was on motion duly made and seconded,
declared closed at 11:39 PM.

Respectfully submitted,

Joseph Acocella
Town Clerk

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'r
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r

